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Case: SU-7073-L

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ROBERT M. MOORE, JR., ET AL

SERIAL NO.: 09/785,890

FILED: FEBRUARY 16, 2001

FOR: CONTINUOUS PROCESSES FOR  
PREPARING CONCENTRATED  
AQUEOUS LIQUID BIOCIDAL  
COMPOSITIONS

DATE: March 16, 2001

GROUP ART UNIT:

EXAMINER: UNASSIGNED

L. TUCK  
#3  
4/10/01

Commissioner for Patents  
Washington, DC 20231

Sir:

**CORRESPONDENCE**

The subject application was filed with the USPTO on February 16, 2001.

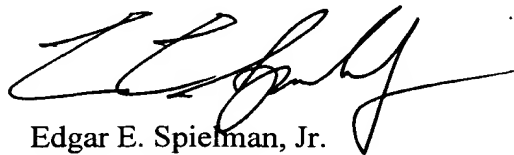
Upon review of Applicants' file, it was noted that Section 17 of the Utility Patent Application Transmittal (Large Entity) was not marked with an "X" requesting that the subject application not be published.

Applicants hereby request that the application not be published and submits herewith a "Corrected" Utility Patent Applicant Transmittal (Large Entity) form for filing in the record of the application. It is brought to the attention of the Commissioner that Section 17 -- Request That Application Not Be Published Pursuant to 35 U.S.C. 122(b)(2) -- is now marked with an "X" indicating that the Applicants do not wish the application to be published.

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It is respectfully requested that the "Corrected" Utility Patent Application Transmittal (Large Entity) be accepted and filed in the record of the application and that the application not be published.

Respectfully submitted,



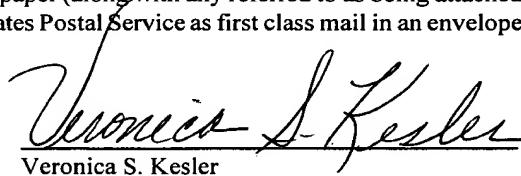
Edgar E. Spielman, Jr.  
Reg. No. 25,929  
Attorney for Applicant

Telephone: (225) 388-7604

**MAILING CERTIFICATE**

I hereby certify that in accordance with the standard business practice, this paper (along with any referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Washington, D C 20231.

March 16, 2001  
Date of Signature



Veronica S. Kesler

**"CORRECTED"****UTILITY PATENT APPLICATION TRANSMITTAL  
(Large Entity)**

Docket No.

SU-7073-L

Total Pages in this Submission

74

*Only for new nonprovisional applications under 37 CFR 1.53(b)***TO THE ASSISTANT COMMISSIONER FOR PATENTS**

Box Patent Application

Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**CONTINUOUS PROCESSES FOR PREPARING CONCENTRATED AQUEOUS LIQUID BIOCIDAL COMPOSITIONS**

and invented by:

**ROBERT M. MOORE, JR. and CHRISTOPHER J. NALEPA**

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☒ Continuation    ☐ Divisional    ☐ Continuation-in-part (CIP) of prior application No.: 09/451,344

Which is a:

☐ Continuation    ☐ Divisional    ☒ Continuation-in-part (CIP) of prior application No.: 09/422,025

Which is a:

☐ Continuation    ☐ Divisional    ☒ Continuation-in-part (CIP) of prior application No.: 09/088,300

Which is a: **Continued Prosecution Application (CPA)** of prior application No. **09/088,300**

Enclosed are:

**Application Elements**

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 22 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Microfiche Appendix (if applicable)
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if drawings filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)**

MAR 20 2001

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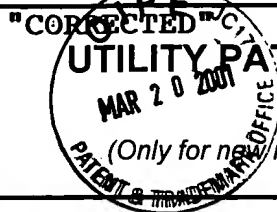
**Application Elements (Continued)**

3. ☒ Drawing(s) (when necessary as prescribed by 35 USC 113)
- a. ☒ Formal                      Number of Sheets 3
- b. ☐ Informal                      Number of Sheets \_\_\_\_\_
4. ☒ Oath or Declaration
- a. ☒ Newly executed (original or copy)      ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)
- c. ☒ With Power of Attorney      ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference (usable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under  
Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.
6. ☐ Computer Program in Microfiche (Appendix)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included)
- a. ☐ Paper Copy
- b. ☐ Computer Readable Copy (identical to computer copy)
- c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

8. ☐ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73(B) Statement (when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure Statement/PTO-1449      ☐ Copies of IDS Citation
12. ☒ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing
- ☐ First Class    ☒ Express Mail (Specify Label No.): EK985539075US

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
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**Accompanying Application Parts (Continued)**

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Additional Enclosures (please identify below):

4 pg. Request Under 37 C.F.R. 1.607 For Interference With U.S. Patent 6,123,870 w/attachments (U.S. 6,123,870; U.S. Application Serial No. 09/442,025; U.S. 6,068,861

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

17. ☒ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

**Warning**

**An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.**

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)**

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**Fee Calculation and Transmittal**

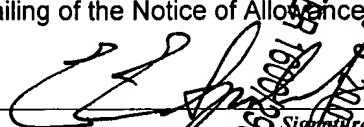
**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	5	- 20 =	0	x \$18.00	\$0.00
Indep. Claims	1	- 3 =	0	x \$78.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$760.00
OTHER FEE (specify purpose) _____					\$0.00
TOTAL FILING FEE					\$760.00

- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 01-0659 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Charge the amount of \$760.00 as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance pursuant to 37 C.F.R. 1.311(b).

Dated:

March 16, 2001

  
EDGAR E. SPIELMAN, JR.  
Reg. No. 25,929  
Albemarle Corporation  
Patent & Trademark Division  
451 Florida Street  
Baton Rouge, LA 70801-1765

cc: